

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

POWER INVESTMENTS, LLC,)	
)	
Plaintiff/Counterclaim)	
Defendant,)	
)	Case No. 4:21-cv-01022-SEP
vs.)	
)	
CARDINALS PREFERRED, LLC,)	
)	
Defendant/Counterclaim)	
Plaintiff.)	

CONSENT ORDER

Plaintiff/Counterclaim Defendant Power Investments, LLC (“Power”) and Defendant/Counterclaim Plaintiff Cardinals Preferred, LLC (“Cardinals” and, together with Power, the “Parties”) jointly stipulate and agree as follows:

1. On February 25, 2022, Cardinals filed a Motion for Temporary Restraining Order and Preliminary Injunction (Dkt. No. 89) (the “Motion”), which was heard by the Court on March 2, 2022 (Dkt. No. 108).
2. On March 3, 2022, the Court granted the Motion, entered a temporary restraining order (Dkt. No. 114) (the “TRO”), and directed the Parties to schedule a hearing on Cardinals’ request for a preliminary injunction.
3. The Parties have concurrently filed a Proposed Joint Scheduling Plan (“New CMO”) governing the remainder of this case.
4. In light of the schedule agreed to in the New CMO, Power has agreed to the entry of this consent order (the “Consent Order”) extending the same restrictions set forth in the TRO until final disposition of this case and therefore agrees to withdraw its opposition to the Motion.

5. Accordingly, Power is enjoined and restrained, until the final disposition of this case, from directly or indirectly, on its own or on behalf of, or in conjunction or concert with, any person (including, but not limited to, Mason Miller), or entity, whether as agent representative, employee, consultant, or in any capacity: (i) exercising or otherwise advancing or acting upon any purported exercise of its Call Option; and (ii) taking or attempting to take any action that would frustrate, nullify, prevent, subvert, interfere with, or undermine Cardinals' rights as the majority Unitholder of Ashley Energy LLC ("Ashley"), including, but not limited to, its right to appoint two of the three members of Ashley's Board of Managers.

6. This agreement shall neither act nor be construed as a waiver or estoppel of, nor shall prejudice in any way, the Parties' respective legal positions in this matter. The Parties agree that this Consent Order shall not constitute a final determination of the merits of the Parties' respective claims and/or defenses.

Dated: March 9, 2022

Respectfully submitted,

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Counsel for Cardinals Preferred LLC

Counsel for Power Investments LLC

IT IS SO ORDERED this _____ day of March, 2022.

SARAH E. PITLYK
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing was electronically filed on March 9, 2022 with the United States District Court for the Eastern District of Missouri using the CM/ECF system which will send notification of such filing to all parties requesting electronic notice.

/s/ Wayne C. Stansfield

Wayne C. Stansfield